

SENATE BILL No. 427

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-0.5-9-1; IC 25-1-20.

Synopsis: Provisional occupational license. Allows a person who: (1) affirms certain information concerning the person's license; (2) has passed a criminal background check; and (3) submits an application and pays any application fee; to be issued a provisional license for a regulated occupation at the same practice level as a license that the person holds in another state. Establishes penalties.

Effective: July 1, 2020.

Buchanan

January 15, 2020, read first time and referred to Committee on Commerce and Technology.



Second Regular Session of the 121st General Assembly (2020)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

SENATE BILL No. 427

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-0.5-9-1, AS ADDED BY P.L.3-2014, SECTION
2 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2020]: Sec. 1. As used in IC 25-1-8 **and IC 25-1-20**, "board" means
4 any of the entities described in this chapter.

5 SECTION 2. IC 25-1-20 IS ADDED TO THE INDIANA CODE AS
6 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
7 1, 2020]:

8 **Chapter 20. Reciprocity of Licenses**

9 **Sec. 1. As used in this chapter, "board" means any of the**
10 **entities described in IC 25-0.5-9.**

11 **Sec. 2. As used in this chapter, "license" means:**

- 12 **(1) an unlimited license, certificate, registration, or permit;**
13 **(2) a limited or probationary license, certificate, registration,**
14 **or permit;**
15 **(3) a temporary license, certificate, registration, or permit;**
16 **(4) an intern permit; or**
17 **(5) a provisional license;**



1 issued by a board regulating a profession or an occupation.

2 **Sec. 3.** As used in this chapter, "regulated occupation" means a
3 profession or occupation in which a person is licensed.

4 **Sec. 4.** Notwithstanding any other law, an applicant for a license
5 is entitled to a provisional license in the regulated occupation
6 applied for and at the same practice level as determined by the
7 board, without an examination or verifying documentation, if all
8 of the following conditions are met:

9 (1) The person submits a signed affidavit affirming, under the
10 penalties for perjury, the following:

11 (A) The person has established residency in Indiana.

12 (B) The person is currently licensed in at least one (1) other
13 state in the regulated occupation applied for and the
14 license is in good standing in all states in which the person
15 holds a license.

16 (C) The person has not had a license revoked and has not
17 voluntarily surrendered a license in another state or
18 country while under investigation for unprofessional
19 conduct.

20 (D) The person has not had discipline imposed by the
21 regulating entity for the regulated occupation in another
22 state or country.

23 (E) The person does not have a complaint, allegation, or
24 investigation pending before the regulating entity in
25 another state or country that relates to unprofessional
26 conduct.

27 (2) The person submits to a national criminal history
28 background check (as defined in IC 25-1-1.1-4) and does not
29 have a disqualifying criminal history as determined by the
30 board.

31 (3) The person has submitted an application for a license with
32 the board and has paid any application fee.

33 **Sec. 5.** A provisional license expires three hundred sixty-five
34 (365) days after it is issued.

35 **Sec. 6.** In addition to any other penalties for perjury, a person
36 who violates section 4(1) of this chapter commits a Class A
37 infraction.

